

The Honorable Kymberly K. Evanson

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

R.B.A.,

Plaintiff,

v.

KRISTI L.A. NOEM, *et al.*,

Defendants.

Case No. 2:25-cv-00562-KKE

**STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND ORDER**

Noted for Consideration:
May 28, 2025

Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until November 12, 2025. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel U.S. Citizenship and Immigration Services (“USCIS”) to schedule an interview and adjudicate her asylum application. Defendants’ response to the Complaint is currently due on June 6, 2025. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until November 12, 2025.

Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to

1 control the disposition of the causes on its docket with economy of time and effort for itself, for
2 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
3 P. 1.

4 With additional time, this case may be resolved without the need of further judicial
5 intervention. USCIS has scheduled Plaintiff’s asylum interview for July 15, 2025. USCIS agrees
6 to diligently work towards completing the adjudication within 120 days of the interview, absent
7 unforeseen or exceptional circumstances that would require additional time for adjudication. If
8 the adjudication is not completed within that time, USCIS will provide a status report to the Court.
9 Plaintiff will submit all supplemental documents and evidence, if any, to USCIS seven to ten days
10 prior to the interview date. Plaintiff recognizes that failure to submit documents prior to the
11 interview may require the interview to be rescheduled and the adjudication delayed. If needed,
12 Plaintiff will bring an interpreter to the interview, otherwise the interview will need to be
13 rescheduled and the adjudication delayed. Once the application is adjudicated, Plaintiff will
14 dismiss the case with each party to bear their own litigation costs and attorneys’ fees. Accordingly,
15 the parties request this abeyance to allow USCIS to conduct Plaintiff’s asylum interview and then
16 process his asylum application.

17 As additional time is necessary for this to occur, the parties request that the Court hold the
18 case in abeyance until November 12, 2025. The parties will submit a status update on or before
19 November 12, 2025.

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1 DATED this 28th day of May, 2025.

2 Respectfully submitted,

3 TEAL LUTHY MILLER
4 Acting United States Attorney

5 s/ Sarah Louise Bishop

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15 *Attorneys for Defendants*

16 I certify that this memorandum contains 395
17 words, in compliance with the Local Civil Rules.

18 s/ Jane Marie O'Sullivan

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Attorney for Plaintiff

ORDER

The case is held in abeyance until November 12, 2025. The parties shall submit a status update on or before November 12, 2025.

It is so **ORDERED**.

DATED this 29th day of May, 2025

A handwritten signature in black ink, reading "Kimberly K. Evanson". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

KYMBERLY K. EVANSON
United States District Judge